IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 21ST DECEMBER 2006 / 30TH AGRAHAYANA 1928

WP(C).No. 33016 of 2006(E)

PETITIONER:

V.BALAKRISHNAN,
S/O.KUNHIRAMAN, RESIDING AT VELLAMTHATTA,
CHITHARI VILLAGE, RAVANESWARAN P.O.,
HOSDURG TALUK, KASARAGOD DISTRICT.

BY ADV. SRI.T.MADHU

RESPONDENTS:

THE HOSDURG HOUSING CO-OP. SOCIETY LTD.,
NO.FF.16, HOSDURG, KANHANGAD P.O.,
KASARAGOD DISTRICT, REP. BY ITS SECRETARY.

BY SRI. T.R.RAMACHANDRAN NAIR, SC FOR R1

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).33016/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1- TRUE COPY OF THE CIRCULAR DATED 29.6.2006 AND BEARING NO.27/2006.

EXT.P2- TRUE COPY OF the APPLICATION FOR ONE TIME SETTLEMENT SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT DATED 16.8.2006

(TRUE COPY)

P.A TO JUDGE

J.M.JAMES, J.

W.P.(C). 33016/2006

Dated this the 21st day of December, 2006

JUDGMENT

The writ petitioner is before this Court praying for One Time Settlement, for the amount due to the respondent, Society.

2. After hearing both sides, I direct the writ petitioner to file a representation again before the respondent immediately, I further direct the respondent to hear the writ petitioner and pass appropriate orders on merit, extending him all the facilities and benefits of One Time Settlement Scheme, as per the Circular, which is now binding the parties. This shall be done within three weeks from the date of filing of the representation, requesting for One time Settlement, by the writ petitioner.

3. There shall be no coercive action against the petitioner, till a final decision is taken on the representation.

The writ petition is disposed of as above.

J.M.JAMES
JUDGE

mrcs